

# Order

Michigan Supreme Court  
Lansing, Michigan

November 4, 2009

Marilyn Kelly,  
Chief Justice

138653

Michael F. Cavanagh  
Elizabeth A. Weaver  
Maura D. Corrigan  
Robert P. Young, Jr.  
Stephen J. Markman  
Diane M. Hathaway,  
Justices

LITITIA BOND, Personal Representative of  
the Estate of NORMA JEAN BLOCKER,  
Deceased,

Plaintiff-Appellant,

and

BLUE CROSS BLUE SHIELD OF MICHIGAN,  
Intervening Plaintiff,

v

SC: 138653  
COA: 273315  
Oakland CC: 2005-066794-NH

ADAM COOPER, M.D., KRISTEN McDANIEL,  
D.O., and BOTSFORD GENERAL HOSPITAL,  
Defendants-Appellees.

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On order of the Court, the application for leave to appeal the March 3, 2009 judgment of the Court of Appeals is considered and, pursuant to MCR 7.302(H)(1), in lieu of granting leave to appeal, we VACATE the judgment of the Court of Appeals and the order of the Oakland Circuit Court granting the defendants' motion for summary disposition, and we REMAND this case to the Oakland Circuit Court for reconsideration in light of *Bush v Shabahang*, 484 Mich 156 (2009), and *Potter v McLeary*, 484 Mich 397 (2009).



d1028

I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

November 4, 2009

*Corbin R. Davis*

Clerk